

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT COOPERATION TREATY

Applicants: Andreas METELSKI et al. Group Art Unit: unknown  
Serial No.: 09/423,916 Examiner: unknown  
I.A. Filed: 20-May-1998 Attorney Ref.: 288.999651  
I.A. No.: PCT/EP98/02964  
Title: MICROSCOPE STAND, ESPECIALLY FOR A SURGICAL MICROSCOPE

TRANSMITTAL LETTER ACCOMPANYING RESPONSE TO  
NOTIFICATION OF MISSING REQUIREMENTS

Box PCT  
Assistant Commissioner for Patents  
Washington, D.C. 20231

03/06/2000 UNWALKER 00000098 09423916  
01 FC:198 476.00 OP

Sir:

In response to the Notification of Missing Requirements mailed January 28, 2000, enclosed please find the following items:

- 1) A copy of the Notification of Missing Requirements;
- 2) A translation of International Application PCT/EP98/02964 into English;
- 3) A declaration of the inventors;
- 4) A first Preliminary Amendment;
- 5) An Information Disclosure Statement with ten (10) references and a copy of the International Search Report; and
- 6) A check in the total amount of \$476.00 covering the processing fee of \$130.00 under 37 CFR 1.492(f) for late submission of the English translation, the surcharge of \$130.00 under 37 CFR 1.492(e) for late submission of the declaration, and the fee of \$216.00 as calculated below for claims remaining after Preliminary Amendment.

The claims remaining after Preliminary Amendment are as follows:

|                               |    |              |    |   |         |   |                 |
|-------------------------------|----|--------------|----|---|---------|---|-----------------|
| TOTAL CLAIMS                  | 32 | NUMBER EXTRA | 12 | X | \$18.00 | = | \$216.00        |
| INDEP. CLAIMS                 | 1  | NUMBER EXTRA | 0  | X | \$78.00 | = | \$ 0.00         |
| <b>AMOUNT OWED FOR CLAIMS</b> |    |              |    |   |         | = | <b>\$216.00</b> |

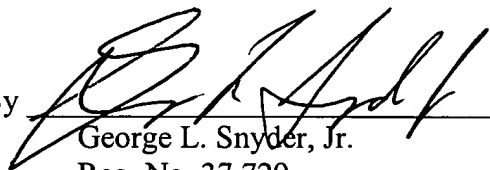
The Commissioner is hereby authorized to charge any additional filing fees required, and credit any overpayment, to Deposit Account No. 50-0822.

Applicants: Andreas METELSKI et al.  
Serial No.: 09/423,916  
Transmittal Letter  
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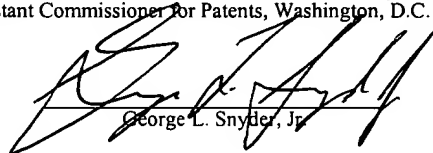
Respectfully submitted,

SIMPSON, SIMPSON & SNYDER, L.L.P.

By   
George L. Snyder, Jr.  
Reg. No. 37,729

**CERTIFICATION UNDER 37 C.F.R. § 1.8**

I hereby certify that this TRANSMITTAL LETTER ACCOMPANYING RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS and enclosures mentioned herein are being deposited with the United States Postal Service as first class mail on February 24, 2000 in an envelope addressed to: Box PCT, Assistant Commissioner for Patents, Washington, D.C. 20231.

  
George L. Snyder, Jr.

GLS/  
Encs.

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Dated: February 24, 2000

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09/423,916



METELSKI

## UNITED STATES DEPARTMENT OF COMMERCE

### Patent and Trademark Office

Address: ASSISTANT COMMISSIONER FOR PATENTS

Box PCT  
Washington, D.C. 20231

A

288.999651

U.S. APPLICATION NO.

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

GEORGE L SNYDER JR  
SIMPSON SIMPSON & SNYDER  
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HSBC BANK BUILDING  
WILLIAMSVILLE NY 14221-5406

RECEIVED  
FEB - 2 2000

INTERNATIONAL APPLICATION NO. 023954

I.A. FILING DATE

PRIORITY DATE

05/20/98

05/20/97

DATE MAILED:

01/28/00

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),  
☒ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

- ☒ a non-English language.  
☐ English.

☐ Translation of the international application into English.

☐ Oath or Declaration of inventor(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☐ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☐ Preliminary amendment(s) filed \_\_\_\_\_ and \_\_\_\_\_.

☐ Information Disclosure Statement(s) filed \_\_\_\_\_ and \_\_\_\_\_.

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed \_\_\_\_\_.

☐ Verified Statement Claiming Small Entity Status.

☒ Priority Document.

☒ Copy of the International Search Report ☒ and copies of the references cited therein.

☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

☒ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

***A copy of this notice MUST be returned with this response.***

Enclosed:

☐ PCT/DO/EO/917

☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Telephone: 703

308-9116